IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA STATESVILLE DIVISION 5:08CV99-1-MU

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THIS MATTER comes before the Court for initial review upon Plaintiff's Complaint pursuant to 42 U.S.C. § 1983 (Doc. No. 1), filed August 26, 2008.

After a careful review of the record, the Court finds that Defendant should file an answer detailing Plaintiff's allegations and responding to each.

IT IS THEREFORE ORDERED THAT the Clerk shall issue summons and deliver it forthwith to the U. S. Marshal who will make service of process without additional cost.

Signed: October 1, 2008

Graham C. Mullen

United States District Judge